

Report of appraisers.	actual value of the land, together with the damage to the residue of the tract beyond the peculiar benefits to be derived, in reassessment, which shall be of the fee-simple value of the property proposed to be taken by the company. The appraisers shall make their report to the clerk of the Superior Court within ten days from the time of their meeting on the premises. Said report shall be recorded in the office of the register of deeds after being approved by the clerk, and payment of the damages assessed by the appraisers and proven by the clerk of the parties interested shall have the force and effect of an easement for such property to the company. Either party may appeal to the Superior Court, in term, from the approval or disapproval of the clerk: <i>Provided</i> , such appeal be prayed within ten days from the approval or disapproval of the clerk, and in such appeal may present such evidence as they may desire, and the trial shall be <i>de novo</i> in the court, but the burden of proof shall be upon the party objecting to the finding of the appraisal. If the said company shall pay to the parties, or in the court, the sum appraised by the appraisers, then and in that event the said company may enter and take possession of and hold said lands, notwithstanding the pendency of appeal, until final judgment is rendered on such appeal, and the appellant or owner of the premises shall not be entitled to an injunction, restraining order, or other process that would hinder, delay, or obstruct the work. In the event that the true owner of the property taken as above mentioned is not notified as above provided, then such owner may within two years, but not afterwards, petition the Superior Court of the county in which the land lies for an assessment of the value thereof; but no action for ejectment shall be brought by him, nor the occupation or possession of the company in any wise disturbed, unless within the time to be fixed by the court it shall fail to pay such damages as may be assessed for the value thereof: <i>Provided, however</i> , that in case the true owner be at the time of such occupation under any legal disability, he may file a petition for an assessment of the damages within two years from the removal of such disability.
Record of report.	
Right of appeal.	
Proviso: time of appeal.	
Entry pending appeal.	
Time for assertion of rights.	SEC. 12. The right of said company to condemn or take lands under this act shall be limited to a space of fifty feet on each side of its roadbed measured from the middle line of same, except in case of deep cuts or high embankments, when the said company shall have a right to condemn as much in addition thereto as may be necessary for the construction of its road; and except, also, that for depots, warehouses, stations, station grounds, shops or yards, gravel pits, quarries, or other purposes necessary for the construction and operation of said road, it may condemn not exceeding ten acres in any one place.
Proviso: owner under disability.	
Limit of land condemned.	
Entry on land for surveys.	SEC. 13. That it shall be lawful for the said company, through its agents, superintendents, engineers, or other persons in its employ, to enter at any time upon all lands and waters for the